

To request a Time Extension (TE) or Alternative Diversion Requirement (ADR), please complete and sign this request sheet and return it to your Office of Local Assistance (OLA) representative at the address below, along with any additional information requested by OLA staff. When all documentation has been received, your OLA representative will work with you to prepare for your appearance before the Board. If you have any questions about this process, please call (916) 341-6199 to be connected to your OLA representative.

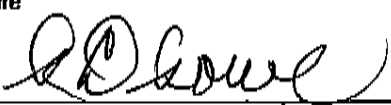
Mail completed documents to:

California Integrated Waste Management Board
Office of Local Assistance, (MS 25)
1001 I Street
PO Box 4025
Sacramento CA 95812-4025

General Instructions:

For a Time Extension complete Sections I, II, III-A, IV-A, and V.

For an Alternative Diversion Requirement complete Sections I, II, III-B, IV-B and V.

Section I: Jurisdiction Information and Certification <i>All respondents must complete this section.</i>			
I certify under penalty of perjury that the information in this document is true and correct to the best of my knowledge, and that I am authorized to make this certification on behalf of:			
Jurisdiction Name City of Needles		County San Bernardino	
Authorized Signature Richard D. Rowe 		Title City Manager	
Type/Print Name of Person Signing Richard D. Rowe	Date March 8, 2005	Phone (760) 326-2113	
Person Completing This Form (please print or type) David G. Brownlee Jr.		Title Administrative Assistant to City Manager	
Phone (760)326-5700X323	E-mail Address ndlscityproject@citlink.net		Fax (760)326-6765
Mailing Address 817 Third Street	City Needles	State CA	ZIP Code 92363

Section II—Cover Sheet

This cover sheet is to be completed for each Time Extension (TE) or Alternative Diversion Requirement (ADR) requested.

1. Eligibility

Has your jurisdiction filed its Source Reduction and Recycling Element, Household Hazardous Waste Element, and Nondisposal Facility Element with the Board (must have been filed by July 1, 1998 if you are requesting an ADR)?

☐ No. If no, stop; not eligible for a TE or ADR.

☒ Yes. If yes, then eligible for a TE or ADR.

2. Specific Request and Length of Request

Please specify the request desired.

☒ **Time Extension Request**

Specific years requested _January 1, 2004 - December 31, 2005FFY 2004-2005_____

Is this a second request? ☐ No ☒ Yes Specific years requested. _December 31, 2005_____

(**Note:** Requests for an additional extension will need to address why the jurisdiction's efforts to meet the 50% goal by the end of the first extension were not successful.)

☐ **Alternative Diversion Requirement Request (*Not allowed for Regional Agencies*).**

Specific ADR requested _ _____%, for the years_ _____.

Is this a second ADR request? ☐ No ☐ Yes Specific ADR requested _ _____%, for the years _ _____

(**Note:** Requests for an additional ADR will need to address why the jurisdiction's efforts to meet 50% by the end of the first ADR period were not successful.)

Note: Extensions may be requested anytime by a jurisdiction, but will only be effective in the years from January 1, 2000 to January 1, 2006. An original request for a TE/ADR may be granted for any period up to three years and subsequent requests for TE/ADR may extend the original request or be based on new circumstances but the total number of years for all requests cannot total more than five years or extend beyond January 1, 2006.

Section IIIA—TIME EXTENSION

Within this section, discuss your jurisdiction's progress in implementing diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort." The CIWMB shall determine your jurisdiction's progress in demonstrating "good faith effort" towards complying with AB 939. Note: The answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.

Attach additional sheets if necessary—please reference each response to the appropriate cell number (e.g., IIIA-1).

- 1. Why does your jurisdiction need more time to meet the 50% goal? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.**

The City of Needles is requesting additional time in order to put programs in place that will bring its diversion rate from 36% (in 2002) to the mandated 50%. The City has been unable to achieve the 50% diversion rate for four (4) reasons: 1.) lack of economic wherewithal to implement programs that would increase diversion, 2.) the absence of adequate staffing to administer such programs were they economically feasible, 3.) the misperception that the City was exempt from AB 939, and 4.) the prevailing attitude that only when the present hauler's contract expired (1/2/2007) could the City address additional diversion programs, e.g., curbside recycling, etc.

- 1.) Needles is an economically-disadvantaged community. The 2000 Census shows the Median Household Income ("MHI") of the residents at \$26,108 (55% of that of the \$47,493 MHI of the State of California). All residents of the City are eligible for the Low Income Energy Assistance Program ("HEAP") because all residents are below the 60% of the California MHI threshold. Note: only 2% of eligible California low income individuals (36 million) are enrolled in HEAP statewide, yet 100% of Needlites are enrolled. The U.S. Department of Housing and Urban Development ("HUD") has designated Needles as a Revitalization Zone due to the age and condition of its housing stock. And, adding insult to injury, the City of Needles has the highest refuse collection rates in the Tri-State area (CA, AZ, NV), thus constraining the City's ability to add diversion programs through its present pricing constraints.
- 2.) The sanitation-recycling program had, until approximately 10/1/03, been under the aegis of the City Engineer. It was he who provided input in crafting the City's SRRE and HHWE in 1990. With a plethora of capital projects (driven by grants), he just did not have time to properly oversee the program.
- 3.) For a goodly number of years it was the City Engineer's position that the City was exempt from AB 939 because it exported its refuse to a landfill in Arizona. The City pays a premium to tip at the Arizona landfill and has since 1993. He felt it an undue hardship to be penalized with premium tipping fees, and also to be subject to the burdens of AB 939.
- 4.) The perception at the City, under the City Engineer, was that the only way to make a fresh start (with a greater emphasis on diversion) was to go out to bid with other haulers at the expiry of the current hauler's contract (@ 1/2/2007). There was no attempt to renegotiate the existing contract, other than to change the contract from an evergreen basis to a date-specific expiry basis.

The City has addressed, or is in the process of addressing, the above stated barriers:

1. The City has little control over residents' disposable income. It is actively seeking grant funding to finance new diversion initiatives. It currently has active grants with the Department of Conservation for recycled beverage containers, and a CIWMB Local Government Public Education and Amnesty Day Grant for \$20,000.
2. The City Engineer is no longer responsible for the program. The present designated staff person is committed to the success of the City's diversion program.
3. City staff are fully cognizant of the rationale, intent, and purpose of AB 939.
4. The City and Tri-State Refuse are in negotiations (with the input of the Mohave Desert & Mountain JPA) over revising the refuse collection frequency in the present contract from twice weekly to once weekly and adding residential curbside recycling. Needles refuse is 40% percent residential, 50% commercial, 10% roll-off. A draft proposal from Tri-State Refuse includes both a residential and a commercial recycling component. The residential component will cover beverage containers, white paper, mixed paper, #1, #2, and #3, #4 plastic and cardboard. The commercial component will be cardboard. The residential recycling will be collected every Wednesday. The commercial cardboard pickup will occur once a week. The disposition of the recyclables has not been fixed as yet. They will either go to Tri-State's Lake Havasu City MRF, or to the Victorville MRF. The City will also expand commercial recycling services by providing small businesses with the same curbside services that are provided to the residential sector and by expanding the definition of "residential" to include duplexes and four-plexes and provide them with curbside recycling services. Also, the City will request the hauler approach the Colorado River Medical Center and Needles Unified School District (NUSD) about participating in a commercial recycling program. Lastly, the City will request the hauler to provide used oil and used oil filter receptacles and curbside collection for the residential sector.

- 2. Why does your jurisdiction need the amount of time requested? Describe any relevant circumstances in the jurisdiction that contribute to the need for a Time Extension.**

The Time Extension will allow the City to install a curbside recycling program for the residential sector and for small businesses. This program is critical to the City's increasing its diversion from 36% to 50% . It will take approximately 789 tons of curbside recycled materials (from residential and commercial) each year to reach a 50% diversion rate. In order to maximize the impact of the curbside program (via public outreach on the features and benefits of recycling) it will take at least six months. Given the limited number of households in Needles (1,540), each household has to participate, and participate at a pre-determined weight each and every week (each resident would have to recycle 20 pounds of recyclables each week to attain the desired tonnage). This public outreach will take time. Inculcating sustainable living methods to an uninitiated in any facet of it is a daunting challenge.

3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.

The City has been involved in an ongoing analysis of methods to increase diversion. The "Good Faith Efforts" taken by the City flowing from that analysis are enumerated below. The starting point for that analysis was a document ("roadmap") provided the City by two CIWMB employees in the form of a draft letter from Messrs Keir Furey, Office of Local Assistance and Russell Goold, Targeted Implementation Assistance to Jeffrey Woods, City Engineer/Acting City Manager on May 24, 2000 as feedback from a site visit to Needles. The recommendations and observations of these gentlemen were provided with a caveat that they were "not inclusive". There were seven points discussed "as areas to improve waste diversion and new program recommendations". Very briefly these included: (Note: the italicized responses following the quotes identify the City's actions vis-a-vis those recommendation/observations

".....the use of compartmentalized drop-off containers to be placed in several high-traffic areas". The City implemented this program in April 2004 with 4 each containers, each with 180 gallons capacity for recycled beverage containers

"We observed that cardboard comprises a large percentage of commercial/industrial waste stream". In April 2004, the City initiated a commercial/industrial cardboard collection program. The cardboard is collected (on demand) from the businesses and transported to the City's recycle collection/distribution center at 219 "I" Street (7-Up Building) and placed in a large roll-off. Full roll-offs are transported to a recycling broker in Arizona.

"The City intends to incorporate new waste diversion language into the franchise agreement....." The franchise agreement with Tri-State Refuse expires January 2, 2007. Currently, the City is proactively collaborating with its JPA to craft terms and conditions that best optimize the City's ability to achieve a 50% solid waste diversion rate. Curbside recycling is the premier requisite condition for any renewal or change of franchisee.

"During the visits, all parties agreed that aggressive public outreach would ensure greater and more consistent participation in newly implemented waste diversion programs" The City has utilized the following media in its program initiation and outreach endeavors: public access TV, the City website – www.cityofneedles.com, City press releases, local publications such as The Needles Desert Star, flyers, City Hall Lobby materials, and posters. The recycled beverage container drop-off receptacles are labeled in English and Spanish. The City is aware of its obligation to disseminate information in the diverse languages of the residents, and is moving to improve its efforts in that area.

"The City may want to discuss a residential variable-can-rate" This issue will be addressed in the terms and conditions of the franchisee RFP alluded to earlier. The City will also negotiate with the hauler about providing once per week collection of recycling and once per week collection of refuse, providing a 65 gallon recycle can to the current 90 gallon refuse can to minimize resistance to change and create acceptance to the recycle concept.

"Another source of waste diversion would be the local CalTrans station. The City, CalTrans, and the Integrated Waste Management Board can discuss what options exist to divert asphalt, concrete and organic materials" The City has used CalTrans material removed from Interstate 40 for millings for a number of years. Those have been used for base on Needles' road/street construction and have been depleted. Most recently the City was paving projects on the north side of town and on San Clemente Street. Those projects yielded approximately 27,300 square yards of millable material (7,686 tons). Those materials were removed and recompacted as base.

"The City Manager is interested in using local waste tires in rubberized asphalt resurfacing projects" That project has been rejected as infeasible by the City because of the absence of necessary equipment. The City has, however, redoubled its efforts in gathering abandoned and illegally dumped tires. It has applied for and been awarded a \$20,000.00 Public Education & Amnesty Day Grant FY 2003-2004. The City has Tire Program Identification Number 1285235-01, and is assisting the local charity-based organization in completing the CIWMB application to become a Waste Tire Hauler. Once properly permitted, this organization will collect tires on the City's behalf and transport those tires to a recycling facility. These grant monies will also allow the City a method to enlarge its public awareness/education dissemination on the proper management of tires, and the vector danger inherent in the improper disposal of tires.

The disposition of the recyclables is as follows: recycled beverage containers and white paper go to CAMDAN Recyclers in Needles, our designated convenience center. The cardboard goes to Tri-State Refuse's Lake Havasu City MRF. Tires go to the Mohave Landfill for recycling.

Some commercial concerns have their own permanent cardboard containers; some do not. The 501 (3) with which the City contracts is in the process of fabricating permanent boxes for the businesses, with the caveat that they collect the cardboard and seal for their own account. The evergreen aspect of the hauler contract is no longer an issue. A first amendment to the contract changed the agreement to a date-specific expiry of 1/2/07.

4. Provide any additional relevant information that supports the request.

If past is prologue, then the preceding 18 months' recycling activities presents a clear indication that the City is very intent on increasing its solid waste diversion rate. Stewarding the City's assets is a major motivator here – for every ton the City diverts it averts a \$31.50 tipping fee with the addition of curbside recycling. Even if only 60% of the 789 tons in anticipated curbside recycling is realized, the savings in tipping fees to the City will be nearly \$15,000 annually. Any recovery on recyclables, net of transportation charges, will be provide additional revenues.

Section IIIB—ALTERNATIVE DIVERSION REQUIREMENT

Within this section, discuss your jurisdiction's progress in implementing diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort." The CIWMB shall determine your jurisdiction's efforts in demonstrating "good faith effort" towards complying with AB 939. Note: The answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.

Attach additional sheets if necessary—please reference each response to the appropriate cell number (e.g., IIIB-1.).

1. Why does your jurisdiction need and Alternative Diversion Requirement? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.

2. Why is your jurisdiction requesting an Alternative Diversion Requirement in lieu of a Time Extension?

3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.

4. Describe any relevant circumstances in the jurisdiction that contribute to the need for an ADR. Provide any relevant information that supports the request.

Section IV A—PLAN OF CORRECTION

A Plan of Correction is required by PRC Section 41820(a)(6)(B). The plan is fundamentally a description of the actions the jurisdiction will take to meet the 50% goal by the expiration of the Time Extension.

Attach additional sheets if necessary.

Residential %		55	Non-residential %		45
PROGRAM TYPE Please use the Board's Program Types. The Program Glossary is online at: www.ciwmb.ca.gov/LGCentral/PARIS/Codes/Reduce.htm	NEW or EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
Residential Drop-Off 2010-RC-DRP	New	The City has placed 4 each recycled beverage container receptacles (720 gallons total capacity) in high-traffic areas in Needles. Residents drop off aluminum, glass and plastic beverage containers. The City's contract labor collects the containers and brings them to the City's recycle collection/distribution center for sorting. The sorted containers are then taken to Needles' sole buy-back facility (CAMDAN Recyclers) for redemption. The City is provided an accounting of the of the weight of the redeemed beverage containers.	California Dept. of Conservation	6/30/04	1.0%
Business Waste Reduction -1020-SR-BWR	New	The City has placed a large roll-off outside its recycle collection/distribution center dedicate to corrugated boxboard. Several commercial enterprises in Needles call to have their boxboard collected by City of Needles' contract labor. The boxboard is aggregated until the rolloff if full. At that point, the franchise hauler for the City hauls the loaded rolloff to either a recycle broker or to its recycling facility and leaves an empty rolloff. The proceeds from the broker/recycle center are used to pay contract labor and defray costs of operating the recycle collection/distribution center.	General Fund/enterprise funds	6/30/04	0.5
Government Recycling Programs 2060-RC-GOV	New	The City has placed a large roll-off outside its recycle collection/distribution center dedicate to corrugated boxboard. The City now recycles all boxboard, mixed paper, plastics, cans, bottles.. City of Needles' contract labor transports these recyclable materials City's recycle collection/distribution center for sorting, storage, and further transport to recycling facilities. The proceeds from the broker/recycle center are used to pay contract labor and defray costs of operating the recycle collection/distribution center.	General Fund/enterprise funds	6/30/04	..5
2000-RC-CRB Residential Curbside Single-Family, commingled Single-Family, Multi-Family, source separated	New	The City is in negotiation with its hauler to extend the present contract and add curbside recycling on Wednesdays each week of the year.	General Fund/Sanitation Fund	12/31/05	9.0
2030 -RC-OSP Commercial On-Site Pickup	New	The City will also expand recycling services by providing small businesses with the same curbside services that will be provided to the residential sector; by expanding the definition of residential to include duplexes and four-plexes and provide them with curbside recycling services; and by requesting the hauler to approach the Colorado River Medical Center and NUSD to participate in a commercial recycling program.	General Fund/Enterprise Fund	12/31/05	3.0

		Total Estimated Diversion Percent From New and/or Expanded Programs			14.0
		Current Diversion Rate Percent From Latest Annual Report			36.0
		Total Planned Diversion Percent Estimated			50.0
PROGRAMS SUPPORTING DIVERSION ACTIVITIES					
PROGRAM TYPE	NEW or EXPANDED	DESCRIPTION OF PROGRAM			DATE FULLY COMPLETED
Electronic (radio, TV, web, hotlines) 5000-ED-ELC	Expand	The City already uses public access TV, its' City website. It will soon air its City Council meetings on public access TV, and will use the time before the meeting commences to provide public service ads promoting recycling, reuse and source reduction			10/31/04

Section IV B—GOAL ACHIEVEMENT

Goal Achievement describes the activities the jurisdiction will use to achieve the ADR.

Attach additional sheets if necessary..

Residential %			Non-residential %		
PROGRAM TYPE	NEW or EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
Please use the Board's Program Types. The Program Glossary is online at: www.ciwmb.ca.gov/LG/Central/PARIS/Codes/Reduce.htm					
		Total Estimated Diversion Percent From New and/or Expanded Programs			
		Current Diversion Rate Percent From Latest Annual Report			
		Total Planned Diversion Percent Estimated			
PROGRAMS SUPPORTING DIVERSION ACTIVITIES					
PROGRAM TYPE	NEW or EXPAND	DESCRIPTION OF PROGRAM	DATE FULLY COMPLETED		

Section V – PARIS

Office of Local Assistance staff will be reviewing your Jurisdiction's Planning Annual Report Information System (PARIS) database printout as part of the evaluation of your request. Should the Jurisdiction have updates or revisions to the program implementation from the latest Annual Report submitted to the Board, please attach to the application the Jurisdiction's PARIS database printout showing updates or revisions.

Contact your Office of Local Assistance Representative at (916) 341-6199 for a copy of PARIS, or go to the Board's website at www.ciwmb.ca.gov/LGCentral/PARIS/.